

**MEMO ENDORSED****PENACHIO MALARA, LLP**

ATTORNEYS AT LAW  
245 Main Street, Suite 450  
White Plains, New York 10601

FRANCIS J. MALARA\*  
ANNE J. PENACHIO\*

JENNIFER RAGGO, Paralegal

\*Also admitted in CT

Telephone (914) 946-2889  
(914) 206-4884  
www.pmlawllp.com

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frank@pmlawllp.com  
anne@pmlawllp.com  
jraggo@pmlawllp.com

March 28, 2019

Via Facsimile (914) 390-4179

The Hon. Nelson Roman  
United States District Court Judge  
The Hon. Charles L. Brieant Jr.  
Federal Building and United States Courthouse  
300 Quarropas St.  
White Plains, NY 10601-4150

Based on the parties' representation below, this matter is deemed settled. The Clerk of the Court is respectfully directed to close this case and thereby dismiss the appeal.

Re: Iannacchino and Rocco's Landscaping, Inc. -against-  
John Ruzza, Joann Ruzza, et al.  
Civil Action No.: 15-cv-09408 (NSR)

SO ORDERED:

Dear Judge Roman:

HON. NELSON S. ROMAN  
UNITED STATES DISTRICT JUDGE

I serve as counsel to the Plaintiff's in the above-referenced action. I am writing with the consent of David S. Wilck, counsel for Defendant Anthony Vigna who reviewed it prior to my submission.

We have resolved the underlying litigation and the terms of the settlement were incorporated into Plaintiff Rocco Iannacchino's Chapter 11 Bankruptcy Plan of Reorganization which was confirmed by the Hon. Robert D. Drain. The Plan has been fully consummated.

Based upon the foregoing, Mr. Wilck and I respectfully request that any matters pending before you be marked accordingly.

Thank you for your consideration.

Respectfully,

Anne Penachio

cc: David S. Wilck, Esq. (by Electronic Mail)